



54-26-01

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04/24/01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No. A-64789-3/RFT/RMS/RMK

Anticipated Classification of this Application:

Class: Subclass:

Prior Application 09/417,988
 Examiner: M. Monshipouri
 Art Unit: 1652

"EXPRESS MAIL" MAILING LABEL

NUMBER EL758644516USDATE OF DEPOSIT April 24, 2001

I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED
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 COMMISSIONER FOR PATENTS, WASHINGTON, DC 20231

TYPED NAME MARK RANCIFERSIGNED Mark Rancifer**Box PATENT APPLICATION**

Assistant Commissioner for Patents
 Washington, DC 20231

Sir:

This is a request for filing an

- ☐ Original
☒ Continuation
☐ Divisional
☐ Continuation-in-part

application under 37 C.F.R. 1.53(b), in the name of

Thomas J. Meade
 (Names of ALL Applicants)

DETECTION OF ANALYTES USING REORGANIZATION ENERGY
 (Title of Invention)

This ☒ continuation ☐ divisional ☐ continuation-in-part

claims priority to pending application Serial Nos. 09/417,988, filed on October 13, 1999; 09/096,504, filed on June 12, 1998 (Patent No. 6,013,170, issued January 11, 2000); and 08/873,977, filed on June 12, 1997 (Patent No. 6,013,459, issued January 11, 2000).

1. (a) ☐ Enclosed is a new application.
 (b) ☐ Enclosed is a continuation-in-part application.
 (c) ☒ Enclosed is a copy of the prior application.
2. (a) ☐ Enclosed is a new Declaration.
 (b) ☒ Enclosed is a copy of the prior Declaration and Power of Attorney as originally filed.
3. (a) ☐ Enclosed is a Small Entity Affidavit.
 (b) ☐ A Small Entity Affidavit is of record in the prior application.
4. ☒ The filing fee is calculated below:

Claims as filed in the prior application, less any claims canceled by amendment below:

	(Col. 1) NO. FILED	(Col. 2) NO. EXTRA	SMALL ENTITY		OTHER THAN SMALL ENTITY	
			RATE	FEE	RATE	FEE
BASIC FEE				\$355		\$690
TOTAL CLAIMS	32 - 20 =	12	× 9 =	\$	× 18 =	\$216
INDEP CLAIMS	3 - 3 =	0	× 40 =	\$	× 80 =	\$
MULTIPLE DEPENDENT CLAIM PRESENTED	yes no		+135 =	\$	+270 =	\$
If the difference in Col 1 is less than zero, enter "0" in Col. 2			TOTAL	\$	TOTAL	\$906

5. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, including extension fees, or credit any overpayment to Deposit Account No. 06-1300 (Order No. A-64789-3/RFT/RMS/RMK).

6. ☒ Our check No. *** in the amount of \$ 906.00 is enclosed.
___ The filing fee is **NOT** being submitted with this transmittal letter.
7. ☒ Cancel in this application original claims 2-32 of the prior application before calculating the filing fee. (At least one independent claim must be retained for filing purposes.)
8. ___ Amend the specification by inserting before the first line the sentence:
--This is a ☒ continuation ___ divisional ___ continuation-in-part
of application Serial Nos. 09/417,988, filed on October 13, 1999; 09/096,504, filed on June 12, 1998 (Patent No. 6,013,170, issued January 11, 2000); and 08/873,977, filed on June 12, 1997 (Patent No. 6,013,459, issued January 11, 2000).--
9. (a) ___ Informal drawings are enclosed.
(b) ___ Formal drawings are enclosed (___ sheets).
10. (a) ☒ Priority of United States application Serial Nos. 09/417,988, filed on October 13, 1999; 09/096,504, filed on June 12, 1998 (Patent No. 6,013,170, issued January 11, 2000); and 08/873,977, filed on June 12, 1997 (Patent No. 6,013,459, issued January 11, 2000) is claimed under 35 U.S.C. 119/120.
(b) ___ The certified copy has been filed in prior application Serial No. _____ filed on _____.
11. ☒ The prior application is assigned of record to Clinical Micro Sensors, Inc.

12. ☒ The power of attorney in the prior application is to:

Address FLEHR HOHBACH TEST
ALBRITTON & HERBERT LLP
Four Embarcadero, Suite 2400
San Francisco, CA 94111

- (a) ___ The power appears in the original papers in the prior application.
(b) ___ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
(c) ___ A new power has been executed and is enclosed.
(d) ☒ Address all future communications to:

ROBIN M. SILVA, ESQ.
FLEHR HOHBACH TEST ALBRITTON & HERBERT LLP
Four Embarcadero Center - Suite 3400
San Francisco, California 94111-4187
Tel.: (415) 781-1989
Fax: (415) 398-3249

13. ☒ A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.)
14. ☒ I hereby verify that the attached papers are a true duplicate of prior application Serial No. 09/417,988 as originally filed on October 13, 1999.

Date: 9/24/01

Signature: _____

Renee M. Kosslak, Reg. No. 47,717
For: Robin M. Silva, Reg. No. 38,304

Address of Signer:
FLEHR HOHBACH TEST
ALBRITTON & HERBERT LLP
4 Embarcadero Center - Suite 3400
San Francisco, California 94111-4187
Tel.: (415) 781-1989
Fax: (415) 398-3249

☒ Attorney or agent of record

___ Filed under Section 1.34(a)